

State of Utah Department of Commerce Division of Securities

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NEWS RELEASE

CONVICT, AWAITING SENTENCING, COMMITS NEW SECURITIES FRAUD

Promoters installed cable TV, claimed to be financing accounts receivable

December 7, 2005 . . . The Utah Division of Securities today announced that it had issued an Emergency Order to Cease and Desist against CommuniCom Direct, Inc. of Salt Lake City and Jordan N. Tenney, its controller and treasurer.

According to the emergency order issued today, CommuniCom solicited money from investors to pay operating expenses of the company, promising to repay the investor when the cable television company repaid CommuniCom. The investor purchased 52 "factoring agreements" between April and October 2005, paying \$295,800. However, the company stopped paying on the agreements and the investor lost over \$150,000.

The order alleges that when CommuniCom's officers were soliciting money from the investor, he was not told that: a) John B. Tenney, president of CommuniCom had been convicted of multiple counts of securities fraud on March 16, 2005 and was awaiting sentencing for those convictions when he solicited money from the investor (and that Tenney Sr. had an additional prior conviction for securities fraud), b) Mike Espinoza, a partner in the company, had been charged with securities fraud in 2002, along with Tenney, Sr., for a scheme involving financing of accounts receivables, and c) Jordan N. Tenney had unpaid civil judgments against him. After Tenney Sr. went to prison in June, 2005, Tenney Jr. continued soliciting new money from the

investor without disclosing the reasons that Tenney Sr. no longer was contacting the investor.

The investor later found out that some of the company funds had been used to pay for a defense witness in the criminal trial of Tenney Sr.

The emergency order alleges CommuniCom and Tenney Jr. sold unregistered securities, sold securities without being licensed, and engaged in fraud in the sale of securities. It imposes an immediate order that CommuniCom and Tenney Jr. cease and desist from these violations and sets a hearing at which the respondents can defend their actions.

Francine A. Giani, Executive Director of the Department of Commerce, urged citizens to check out opportunities before they invest: "This investment was solicited by a serial securities violator who was awaiting sentencing on another conviction for a similar scheme. If the investor had contacted our office, he would have avoided losing this money. This demonstrates that it is imperative to 'investigate before you invest.'" The phone number for the Utah Securities Division is (801) 530-6600. Investors can look at the Division web site at www.securities.utah.gov to see what other enforcement actions the Division has taken.